

ORIGINAL



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1 **GLIEGE LAW OFFICES, PLLC**

2 **P.O. Box 1388**

3 **Flagstaff, AZ 86002-1388**

4 **(928) 606-5260**

5 **John G. Gliege (#003644)**

6 **Attorney for Tonto Village Water Company, Inc.**

7 **BEFORE THE ARIZONA CORPORATION COMMISSION**

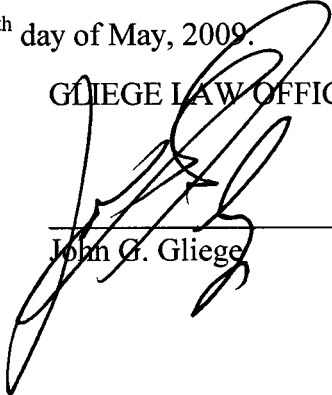
8 **IN THE MATTER OF THE APPLICATION) DOCKET NO. W-01580A-04-0672**
9 **OF TONTO VILLAGE WATER COMPANY,)**
10 **INC. FOR A RATE INCREASE.)**

NOTICE OF COMPLIANCE WITH
DECISION NO. 70465

11)
12)
13)
14 **COMES NOW THE TONTO VILLAGE WATER COMPANY, by and through its attorney**
15 **undersigned and hereby submits the attached *Approval of Construction* by the Arizona Department of**
16 **Environmental Quality as Notice of Compliance with the Arizona Corporation Commission Decision**
17 **No. 70465, which amends Decisions Nos. 68066 and 69911.**

18
19 **RESPECTFULLY SUBMITTED this 12th day of May, 2009.**

20 **GLIEGE LAW OFFICES, PLLC**

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23 **John G. Gliege**

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25
26
27 **Arizona Corporation Commission**
28 **DOCKETED**

29 **MAY 13 2009**

DOCKETED BY



RECEIVED
2009 MAY 13 A 9:46
DOCKET CONTROL

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1 Original and ~~ten~~ copies of the foregoing
2 Mailed this 12th day of May, 2008 to:

3 Docket Control Center
4 Arizona Corporation Commission
5 1200 W. Washington Street
6 Phoenix, AZ 85007

7 Copies of the foregoing
8 Mailed this 12th day of May, 2008 to:

9 Ron and Rebecca Standage
10 Tonto Village Water Company
11 PO Box 9116
12 Mesa, AZ 85214-9116

13 Tonto Village DWID
14 HC7, Box 363
15 Payson, AZ 85541

16 Janice Alward, Chief Counsel
17 Legal Division, ACC
18 1200 W. Washington St.
19 Phoenix, AZ 85007

20 Ernest G. Johnson, Director
21 Utilities Division, ACC
22 1200 W. Washington
23 Phoenix, AZ 85007
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25
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29



Janice K. Brewer
Governor

ARIZONA DEPARTMENT OF ENVIRONMENTAL QUALITY

1110 West Washington Street • Phoenix, Arizona 85007
(602) 771-2300 • azdeq.gov



Patrick J. Cunningham
Acting Director

APPROVAL OF CONSTRUCTION

Project Description: Installation of new well 55-218159, to service Tonto village Water Company/ Gila County
Location: Payson, AZ
Project Owner: Ronald D. Standage
Address: P.O. Box 9116
Mesa, AZ 85214

The Arizona Department of Environmental Quality (ADEQ) hereby issues an Approval of Construction for the above-described facility based on the following provisions of Arizona Administrative Code (A.A.C.) R18-5-507 et seq.

On February 11th, 2009, ADEQ issued a Certificate of Approval to Construct for the referenced project.

On April 13th, 2009, William H. Standage, P.E., certified the following:

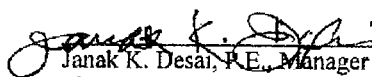
- A final construction inspection was conducted on April 9th, 2009;
- The referenced project was constructed according to the as-built plans and specifications and ADEQ's Certificate of Approval to Construct;
- Water system pressure and leakage tests were conducted on April 16th, 2009, and the results were within the allowable leakage rates;
- The water distribution system was disinfected according to an ADEQ-approved method; and
- The applicant has the right to appeal this AOC Permit. Appeal information is on reverse side of this Permit.

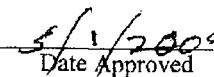
Microbiological samples were collected on April 20th, 2009 and analyzed on April 21st, 2009 by Aquatic Consulting and Testing, ADHS License No. AZ0003. The sample results were negative for total coliform.

This Approval of Construction authorizes the owner to begin operating the above-described facilities as represented in the approved plan on file with the ADEQ. Be advised that A.A.C. R18-5-124 requires the owner of a public water system to maintain and operate all water production, treatment and distribution facilities in accordance with ADEQ Safe Drinking Water Rules.

DB11

PWS No.: 11-115
LTF No.: 49883


Janak K. Desai, P.E., Manager
Plan Review Unit, Engineering Review Section


Date Approved 5/1/2009

c: TEU File No.: 20080586
CRO Approval of Construction File
Gila County Health Department
Gila County Planning & Zoning Department
AZ Corporation Commission
Engineer

Northern Regional Office
1801 W. Route 66 • Suite 117 • Flagstaff, AZ
86001
(928) 779-0313

Southern Regional Office
400 West Congress Street • Suite 433 • Tucson, AZ
85701
(520) 628-6733

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RIGHT TO APPEAL INFORMATION

The Arizona Department of Environmental Quality's review of this application was subject to the requirements of the licensing time frames ("LTF") statute under Arizona Revised Statutes ("A.R.S.") § 41-1072 through § 41-1079 and the LTF rules under Arizona Administrative Code ("A.A.C.") R18-1-501 through R18-1-525. This Notice is being issued within the overall time frame for your application.

ADEQ hereby approves your application for Approval of Construction Drinking Water Well under A.R.S. § 49-351. Your copy of the Approval of Construction Permit is on the reverse side of this Right to Appeal Information sheet.

This decision is an appealable agency action under A.R.S. § 41-1092. You have a right to request a hearing and file an appeal under A.R.S. § 41-1092.03(B). You must file a written Request for Hearing or Notice of Appeal within **30 days** of your receipt of this Notice. A Request for Hearing or Notice of Appeal is filed when it is received by ADEQ's Hearing Administrator as follows:

Judith Fought, Hearing Administrator
Office of Administrative Counsel
Arizona Department of Environmental Quality
1110 W. Washington Street
Phoenix, AZ 85007

The Request for Hearing or Notice of Appeal shall identify the party, the party's address, the agency and the action being appealed and shall contain a concise statement of the reasons for the appeal. Upon proper filing of a Request for Hearing or Notice of Appeal, ADEQ will serve a Notice of Hearing on all parties to the appeal. If you file a timely Request for Hearing or Notice of Appeal you have a right to request an informal settlement conference with ADEQ under A.R.S. § 41-1092.06. This request must be made in writing no later than **20 days** before a scheduled hearing and must be filed with the Hearing Administrator at the above address.

Please contact Derek Bresee at 602-771-4510 if you have questions regarding this Notice or the Certificate of Approved to Construct.